THE HIGH AUTHORITY

DECISION No 2-52

of 23 December 1952

determining the mode of assessment and collection of the levies provided for in Articles 49 and 50 of the Treaty

THE HIGH AUTHORITY,

Having regard to Articles 49 and 50 of the Treaty;

Having regard to Articles 6 and 7 of the Convention;

Whereas, in order to procure the funds it requires to perform the tasks assigned to it by the Treaty and the Convention, the High Authority must, in particular, impose levies on the production of coal and steel;

Whereas, under Article 50 (2) of the Treaty, it must determine, after consulting the Council, the mode of assessment and collection of such levies while avoiding cumulative imposition as far as possible;

After consulting the Council;

DECIDES:

Article 1

1. The levies on coal and steel production provided for in Articles 49 and 50 of the Treaty shall be assessed on the following products:

(1) Brown coal briquettes and semi-coke derived from brown coal

(2) Hard coal of all categories

(3) Pig iron other than that used for making ingots

(4) Basic Bessemer steel in ingots

(5) Steel in ingots other than basic Bessemer steel

(6) Finished products and end products set out in Annex I to the Treaty.

2. The coal tonnage to be taken into account shall be net production after screening and washing, low-grade products being assessed at their true weight.

3. Special steels belonging to group (c) of Annex III to the Treaty, whether in ingots or as finished products, shall not be included in the assessment of levies.

Article 2

1. The average value per metric ton of each of the products listed in Article 1 shall be determined by dividing the overall value of the Community production, estimated on the basis of the net price per metric ton ex works, by the tonnage produced.

2. The value used for the assessment of levies shall be obtained by deducting from the average value thus defined the value of the average quantities of the products subject to levy which are used in producing one metric ton of the product concerned.

In calculating such deductions, the following shall be taken into account:

— as regards the production of coal, the quantity of coal used in mining it;

— as regards the production of pig iron, the average quantity of coal used in making it;

— as regards the production of steel, the average quantity of coal used plus the quantity of coal corresponding to the pig iron used in making the steel;

— as regards the production of the finished products and end products set out in Annex I to the Treaty, the average quantity of steel ingots used.

3. The average values and the deductions specified above shall be calculated, for each of the products listed in Article 1, from statistical data collected by the High Authority.

4. On the basis of the average values and deductions calculated in accordance with this Article, the High Authority shall draw up a scale determining, in EPU units of account and, for guidance, in the currency of each Member State of the Community, the net amount of the levy per metric ton for each of the products listed in Article 1.

Article 3

If the High Authority finds there is a variation of 10% in the average value of one of the products in comparison with the value previously recorded, it shall modify the scale.

Article 4

1. The levies shall be payable by each undertaking on the tonnage of its chargeable production, which shall be declared monthly.

2. From February 1953, payments shall be made on the 25th day of each month in respect of the production for the preceding month.

3. Payment shall be made by each undertaking, for all establishments connected with it, into post office or bank accounts which the High Authority has opened for that purpose in the Member State in whose territory the undertaking in question is operating.

However, establishments belonging to an undertaking situated in the territory of another Member State or of a third country shall themselves make the payments corresponding to their own production.

Article 5

This Decision shall enter into force in the Community on 1 January 1953.

This Decision was considered and adopted by the High Authority at its meeting on 23 December 1952.

For the High Authority

The President

Jean MONNET

DECISION No 3-52

of 23 December 1952

on the amount of and methods for applying the levies provided for in Articles 49 and 50 of the Treaty

THE HIGH AUTHORITY,

Having regard to Articles 49 and 50 of the Treaty;

Having regard to Articles 6 and 7 of the Convention;

Having regard to Decision No 2-52 of 23 December 1952 determining the mode of assessment and collection of the levies provided for in Articles 49 and 50 of the Treaty;

Whereas it is for the High Authority to fix the rate of the levy, which may not exceed 1%, and to determine the procedure for applying Decision No 2-52;

DECIDES:

Article 1

The rate of the levies on output from 1 January 1953 is fixed as from that date at 0·3% of the figures used as a basis of assessment for levies; it shall increase by progressive stages every two months at the rate of 0·2% of these figures but it may not exceed 0·9%.

Article 2

The average value of the products on which the levies are assessed shall be fixed as follows in units of account of the European Payments Union: